

## CHAPTER 249

## STATE ARTS COUNCIL

S. F. 625

AN ACT relating to the establishment of a state arts council and defining the powers and duties thereof.

WHEREAS, there is a growing interest among the citizens of Iowa in the practice and enjoyment of the arts, and that with increasing leisure time, rising education levels, and the rapid growth of science and technology, the arts are of increasing importance to the spiritual well-being of all individuals; and

WHEREAS, many of the citizens of this state desire more opportunities to view, enjoy, or participate in living theatrical performances, musical concerts, operas, dance and ballet recitals, art exhibits, examples of fine architecture, and the performing and visual arts, generally; and

WHEREAS, many of our citizens possess talents of an artistic and creative nature not fully utilized under existing conditions; and

WHEREAS, the general welfare of the state will be promoted by:

1. Giving further recognition to the arts as a vital part of our culture and heritage.
2. Expanding the scope of opportunity for citizen participation in the arts.
3. Providing in-state professional opportunity for Iowa artists.
4. Stimulating the economic growth of Iowa through its cultural activities; and

WHEREAS, it is the policy of the state to join with private patrons and with institutions and professional organizations concerned with the arts, to insure that the role of the arts in the life of our community will continue to grow and to play an ever more significant part in the welfare and educational experience of our citizens; and

WHEREAS, all arts activities undertaken by the state shall be directed toward encouraging and assisting, rather than in any way limiting, the freedom of artistic expression which is essential for the well-being of the arts; NOW THEREFORE

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. There is hereby created a state advisory agency, to be  
2 known as the Iowa state arts council which shall consist of fifteen (15)  
3 members, to be appointed by the governor from among citizens of Iowa  
4 who are recognized for their interest or experience in connection with  
5 the performing and fine arts. In making such appointments, due con-  
6 sideration shall be given to the recommendations made by representa-  
7 tive civic, educational, and professional associations and groups con-  
8 cerned with or engaged in the production or presentation of the per-  
9 forming and fine arts generally.

1 SEC. 2. The term of office of each member of the Iowa state arts  
2 council shall be three (3) years; provided, however, that of the mem-  
3 bers first appointed, five (5) shall be appointed for terms of three (3)

4 years, five (5) for terms of two (2) years, five (5) for terms of one (1) year. The governor shall designate a chairman and a vice chairman from the members of the council to serve as such at the pleasure of the governor. All vacancies shall be filled for the balance of any unexpired term in the same manner as original appointments. The members of the council shall not receive any compensation for their services, but shall be reimbursed for their actual and necessary expenses incurred in the performance of their duties as members of the council.

1 SEC. 3. The council shall have a single executive who shall be  
2 known as the director of the Iowa state arts council and who shall be  
3 attached to the office of the governor. The director shall be nominated  
4 by the council and appointed by the governor with the consent of two-  
5 thirds ( $\frac{2}{3}$ ) of the senate to serve at the pleasure of the governor for  
6 a term which shall be coterminous with the term for which the gov-  
7 ernor was elected.

1 SEC. 4. The council shall:

2 1. Advise the director with respect to policies, programs, and pro-  
3 cedures for carrying out his functions, duties, or responsibilities under  
4 the provisions of this Act.

5 2. Review programs to be supported under this Act and make rec-  
6 ommendations thereon to the director. The director shall not approve  
7 or disapprove any such program until he has received the recommen-  
8 dation of the board on such program, unless the board fails to make a  
9 recommendation thereon within a reasonable time.

1 SEC. 5. The duties of the director shall be to:

2 1. Stimulate and encourage throughout the state the study and pre-  
3 sentation of the performing and fine arts and public interest and par-  
4 ticipation therein.

5 2. Determine the legitimate cultural and artistic needs and aspira-  
6 tions of citizens in all parts of the state.

7 3. Make such surveys as may be deemed advisable of existing ar-  
8 tistic and cultural programs and activities within the state, including  
9 but not limited to music, theatre, dance, painting, sculpture, architec-  
10 ture, and allied arts and crafts.

11 4. Ascertain how the state resources, including those already in  
12 existence and those which should be brought to existence, are to serve  
13 the cultural needs and aspirations of the citizens of the state.

14 5. Submit a report to the governor and to the general assembly not  
15 later than ten (10) calendar days following the commencement of each  
16 general session of the general assembly concerning such studies as  
17 have been undertaken during the biennium and recommending such  
18 legislation and other action as is necessary for the implementation and  
19 enforcement of this Act.

1 SEC. 6. The director shall have the powers and authority necessary  
2 to carry out the duties imposed upon him by this Act including the  
3 power to:

4 1. Employ such administrative, professional, and other personnel  
5 as may be necessary for the performance of his powers and duties and

6 fix such personnel's compensation within the amounts made available  
7 for such purposes.

8 2. Make and sign any agreements and perform any acts which may  
9 be necessary, desirable, or proper to carry out the purpose of this Act.

10 3. Request and obtain from any department, division, board, bureau,  
11 commissions, or agency of the state such assistance and data as will  
12 enable him properly to carry out his assigned powers and duties.

13 4. Appoint such advisory committees as he deems advisable and  
14 necessary to the carrying out of his assigned powers and duties.

15 5. Accept any federal funds granted, by Act of Congress or by exec-  
16 utive order, for all or any purposes of this Act, and receive and dis-  
17 burse as the official agency of the state any funds made available by  
18 the national foundation on the arts.

19 6. Accept gifts, contributions, or bequests for all or any of the pur-  
20 poses of this Act.

1 SEC. 7. In the course of carrying out his powers and duties under  
2 this Act, the director shall avoid any actions which may interfere with  
3 the freedom of artistic expression or with the established or contem-  
4 plated programs in any local community.

Approved June 14, 1967.

## CHAPTER 250

### HIGHWAY MAINTENANCE REVOLVING FUND

S. F. 863

AN ACT authorizing expenditures by the state highway commission from the primary road fund for use as a permanent revolving fund.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. The state highway commission is hereby authorized to  
2 expend from the primary road fund the sum of five thousand (5,000)  
3 dollars, or so much thereof as may be necessary, to be used as a re-  
4 volving fund to pay maintenance and operational costs, including  
5 motor overhaul costs, relating to use of the aircraft which shall be  
6 reimbursed by the individual departments based on utilization. When  
7 no longer used for the above purposes, the five thousand (5,000) dol-  
8 lars shall revert to the primary road fund.

Approved July 3, 1967.

This Act was passed by the G. A. before July 1, 1967.